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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

COLBECK CAPITAL MANAGEMENT,
 Third-Party Movant,
 v.
 ORACLE INTERNATIONAL CORPORATION
 and ORACLE AMERICA, INC.,
 Respondents.

Underlying Litigation

Case No. 2:14-CV-01699-LRH-CWH

RIMINI STREET, INC., a Nevada corporation;
 Plaintiff,

v.

ORACLE INTERNATIONAL CORPORATION,
 a California corporation,
 Defendant.

Case No. 3:16-CV-00543-LRH-CWH

**ORDER GRANTING IN
 PART AND DENYING IN PART
 COLBECK CAPITAL
 MANAGEMENT'S MOTION TO
 QUASH SUBPOENA DUCES TECUM**

1 ORACLE AMERICA, INC., a Delaware
2 corporation, *et al.*,
3 Counterclaimants,
4 v.
5 RIMINI STREET, INC., a Nevada corporation, *et*
al.,
6 Counterdefendants.

Order

1 Pending before this Court is Third-Party Movant Colbeck Capital Management's
2 ("Colbeck") Motion to Quash Subpoena Duces Tecum. ECF Nos. 1, 2. Having considered
3 Colbeck's Motion to Quash, and good cause appearing:

4 IT IS HEREBY ORDERED THAT Colbeck's Motion To Quash is GRANTED IN PART
5 and DENIED IN PART as follows:

- 6 1. Oracle and Colbeck shall meet and confer within 10 days of entry of this Order
7 regarding the cost of complying with the Court's directions at the December 16,
8 2016 hearing, including the number of Colbeck custodians at issue. Following
9 such meet and confer, Colbeck shall produce the final loan transaction documents
10 between Colbeck and Rimini, Rimini's loan application, information that Rimini
11 sent to Colbeck in trying to obtain the loan, and any communications between
12 Colbeck and Rimini constituting or reflecting the negotiation of the loan
13 transaction.
14 2. Colbeck need not produce its internal analyses of the transaction.

15
16
17 DATED: January 12, 2017

By: _____


Hon. Carl W. Hoffman
United States Magistrate Judge

CERTIFICATE OF SERVICE

I certify that on January 11, 2017, I electronically transmitted the foregoing:
**[PROPOSED] ORDER GRANTING IN PART AND DENYING IN PART COLBECK
CAPITAL MANAGEMENT’S MOTION TO QUASH SUBPOENA DUCES TECUM; and
DECLARATION OF THOMAS S. HIXSON IN SUPPORT OF [PROPOSED] ORDER
GRANTING IN PART AND DENYING IN PART COLBECK CAPITAL
MANAGEMENT’S MOTION TO QUASH SUBPOENA DUCES TECUM** to the Clerk’s
Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to all
counsel in this matter; all counsel are CM/ECF registrants.

Dated: January 11, 2017

Morgan, Lewis & Bockius LLP

By: /s/ Thomas S. Hixson
Thomas S. Hixson

Attorneys for Counterclaimant
Oracle America, Inc. and
Defendant and Counterclaimant
Oracle International Corporation

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 Third-Party Movant,
 v.
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 Plaintiff,

v.

ORACLE INTERNATIONAL CORPORATION,
 a California corporation,
 Defendant.

Case No. 3:16-CV-00543-LRH-CWH

**DECLARATION OF THOMAS S.
 HIXSON IN SUPPORT OF
 [PROPOSED] ORDER GRANTING IN
 PART AND DENYING IN PART
 COLBECK CAPITAL
 MANAGEMENT'S MOTION TO
 QUASH SUBPOENA DUCES TECUM**

Case No. 3:16-CV-00543-LRH-WGC

DECLARATION OF THOMAS S. HIXSON ISO [PROPOSED] ORDER GRANTING IN PART AND DENYING
 IN PART COLBECK'S MOTION TO QUASH

1 ORACLE AMERICA, INC., a Delaware
2 corporation, *et al.*,
3 Counterclaimants,
4 v.
5 RIMINI STREET, INC., a Nevada corporation, *et*
al.,
6 Counterdefendants.

DECLARATION OF THOMAS S. HIXSON

I, Thomas S. Hixson, declare as follows:

1. I am an attorney admitted to practice *pro hac vice* before this Court in the above captioned matter, and a partner with Morgan, Lewis & Bockius LLP, counsel of record for Respondents Oracle America, Inc. and Oracle International Corporation's (collectively "Oracle") in this action. I have personal knowledge of the facts stated below and could and would testify to them if called upon to do so.

2. I make this declaration in support of the [Proposed] Order Granting In Part And Denying In Part Colbeck Capital Management's Motion To Quash Subpoena Duces Tecum ("Proposed Order"), pursuant to Civil Local Rule 7-2(f). *See also* Minutes of Proceedings, ECF No. 52 (granting in part and denying in part Colbeck's motion to quash).

3. I served a draft proposed order on Third-Party Movant Colbeck Capital Management ("Colbeck") on December 21, 2016.

4. Colbeck initially stated its reasons for disapproval on December 27, 2016. However, the parties subsequently met and conferred and, through joint revisions, were able to resolve Colbeck's objections. Thus, the terms and form of the Proposed Order have been agreed to by both parties.

I executed this declaration on this 10th day of January, 2017 at San Francisco, California. I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

DATED: January 11, 2017

MORGAN, LEWIS & BOCKIUS LLP

By: /s/ Thomas S. Hixson
Thomas S. Hixson
Attorney for Counterclaimant Oracle America,
Inc. and Defendant and Counterclaimant Oracle
International Corporation